

STATISTICAL INFORMATION ONLY: Debtor must select the number of each of the following items included in the Plan.

☐ Valuation of Security ☐ Assumption of Executory Contract or Unexpired Lease ☐ Lien Avoidance

Last Revised December 1, 2017

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY**

IN RE:

Case No. **18-13933**

Judge CMG _____

Foran, Frank & Bolton-Foran, Deborah

Debtor(s)

CHAPTER 13 PLAN AND MOTIONS

☐ Original

☐ Modified/Notice Required

Date: **April 20, 2018**

☐ Motions Included

☒ Modified/No Notice Required

THE DEBTOR HAS FILED FOR RELIEF UNDER
CHAPTER 13 OF THE BANKRUPTCY CODE

YOUR RIGHTS MAY BE AFFECTED

You should have received from the court a separate *Notice of the Hearing on Confirmation of Plan*, which contains the date of the confirmation hearing on the Plan proposed by the Debtor. This document is the actual Plan proposed by the Debtor to adjust debts. You should read these papers carefully and discuss them with your attorney. Anyone who wishes to oppose any provision of this Plan or any motion included in it must file a written objection within the time frame stated in the Notice. Your rights may be affected by this plan. Your claim may be reduced, modified, or eliminated. This Plan may be confirmed and become binding, and included motions may be granted without further notice or hearing, unless written objection is filed before the deadline stated in the Notice. The Court may confirm this plan, if there are no timely filed objections, without further notice. See Bankruptcy Rule 3015. If this plan includes motions to avoid or modify a lien, the lien avoidance or modification may take place solely within the chapter 13 confirmation process. The plan confirmation order alone will avoid or modify the lien. The debtor need not file a separate motion or adversary proceeding to avoid or modify a lien based on value of the collateral or to reduce the interest rate. An affected lien creditor who wishes to contest said treatment must file a timely objection and appear at the confirmation hearing to prosecute same.

THIS PLAN:

☐ DOES ☒ DOES NOT CONTAIN NON-STANDARD PROVISIONS. NON-STANDARD PROVISIONS MUST ALSO BE SET FORTH IN PART 10.

☐ DOES ☒ DOES NOT LIMIT THE AMOUNT OF A SECURED CLAIM BASED SOLELY ON VALUE OF COLLATERAL, WHICH MAY RESULT IN A PARTIAL PAYMENT OR NO PAYMENT AT ALL TO THE SECURED CREDITOR. SEE MOTIONS SET FORTH IN PART 7, IF ANY.

☐ DOES ☒ DOES NOT AVOID A JUDICIAL LIEN OR NONPOSSESSORY, NONPURCHASE-MONEY SECURITY INTEREST. SEE MOTIONS SET FORTH IN PART 7, IF ANY.

Initial Debtor(s)' Attorney:

Initial Debtor: **FF**

Initial Co-Debtor: **DB**

Part 1: Payment and Length of Plan

- a. The debtor shall pay \$ **1,500.00** per **month** to the Chapter 13 Trustee, starting on _____ for approximately **36** months.
- b. The Debtor shall make plan payments to the Trustee from the following sources:
☒ Future Earnings
☐ Other sources of funding (describe source, amount and date when funds are available):
- c. Use of real property to satisfy plan obligations:
☐ Sale of real property
Description:
Proposed date for completion: _____
☐ Refinance of real property
Description:
Proposed date for completion: _____
☐ Loan modification with respect to mortgage encumbering property
Description:
Proposed date for completion: _____
- d. ☐ The regular monthly mortgage payment will continue pending the sale, refinance or loan modification.
- e. ☐ Other information that may be important relating to the payment and length of plan:

Part 2: Adequate Protection ☒ NONE

- a. Adequate protection payments will be made in the amount of \$ **None** to be paid to the Chapter 13 Trustee and disbursed pre-confirmation to _____ (creditor).
- b. Adequate protection payments will be made in the amount of \$ _____ to be paid directly by the debtor(s) outside the Plan, pre-confirmation to _____ (creditor).

Part 3: Priority Claims (Including Administrative Expenses)

- a. All allowed priority claims will be paid in full unless the creditor agrees otherwise:

Creditor	Type of Priority	Amount to be Paid
Travis J. Richards	Administrative Expense	2,850.00

- b. Domestic Support Obligations assigned or owed to a governmental unit and paid less than full amount:

Check one:

☒ None

☐ The allowed priority claims listed below are based on a domestic support obligation that has been assigned to or is owed to a governmental unit and will be paid less than the full amount of the claim pursuant to 11 U.S.C.1322(a)(4):

Creditor	Type of Priority	Claim Amount	Amount to be Paid
None			

Part 4: Secured Claims

a. Curing Default and Maintaining Payments on Principal Residence: [X]NONE

The Debtor shall pay to the Trustee (as part of the Plan) allowed claims for arrearages on monthly obligations and the debtor shall pay directly to the creditor (outside the Plan) monthly obligations due after the bankruptcy filing as follows:

Creditor	Collateral or Type of Debt	Arrearage	Interest Rate on Arrearage	Amount to be Paid to Creditor (In Plan)	Regular Monthly Payment (Outside Plan)
None					

b. Curing and Maintaining Payments on Non-Principal Residence & other loans or rent arrears: [X] NONE

The Debtor will pay to the Trustee (as part of the Plan) allowed claims for arrearages on monthly obligations and the debtor will pay directly to the creditor (outside the Plan) monthly obligations due after the bankruptcy filing as follows:

Creditor	Collateral or Type of Debt	Arrearage	Interest Rate on Arrearage	Amount to be Paid to Creditor (In Plan)	Regular Monthly Payment (Outside Plan)
None					

c. Secured claims excluded from 11 U.S.C. 506: [X] NONE

The following claims were either incurred within 910 days before the petition date and are secured by a purchase money security interest in a motor vehicle acquired for the personal use of the debtor(s), or incurred within one year of the petition date and secured by a purchase money security interest in any other thing of value:

Name of Creditor	Collateral	Interest Rate	Amount of Claim	Total to be Paid through the Plan Including Interest Calculation
None				

d. Requests for valuation of security, Cram-down, Strip Off & Interest Rate Adjustments [X] NONE

1.) The debtor values collateral as indicated below. If the claim may be modified under Section 1322(b)(2), the secured creditor shall be paid the amount listed as the "Value of the Creditor Interest in Collateral," plus interest as stated. The portion of any allowed claim that exceeds that value shall be treated as an unsecured claim. If a secured claim is identified as having "NO VALUE" it shall be treated as an unsecured claim.

NOTE: A modification under this section ALSO REQUIRES the appropriate motion to be filed under Section 7 of the Plan.

Creditor	Collateral	Scheduled Debt	Total Collateral Value	Superior Liens	Value of Creditor Interest in Collateral	Annual Interest Rate	Total Amount to be Paid
None							

Certificate of Notice Page 4 of 9

2.) Where the Debtor retains collateral and completes the Plan, payment of the full amount of the allowed secured claim shall discharge the corresponding lien.

e. Surrender [] NONE

Upon confirmation, the stay is terminated as to surrendered collateral only under 11 U.S.C. 362(a) and that the stay under 11 U.S.C 1301 be terminated in all respects. The Debtor surrenders the following collateral:

Creditor	Collateral to be Surrendered	Value of Surrendered Collateral	Remaining Unsecured Debt
Hilton Grand Vacations/ Ocean Club Vacations ,LLC	Anderson OCEan Club HPR Unit 409	\$7,500	\$1,500

f. Secured Claims Unaffected by the Plan [] NONE

The following secured claims are unaffected by the Plan:

Capital One Auto Finan
Quicken Loans
Suntrustbank/Gs Loan S
Wffnb Retail

g. Secured Claims to Be Paid in Full Through the Plan [X] NONE

Creditor	Collateral	Total Amount to be Paid through the Plan
None		

Part 5: Unsecured Claims [] NONE

a. Not separately classified allowed non-priority unsecured claims shall be paid:

Not less than \$ _____ to be distributed *pro rata*
 Not less than _____ percent
☒ *Pro Rata* distribution from any remaining funds

b. Separately Classified Unsecured Claims shall be treated as follows:

Creditor	Basis for Separate Classification	Treatment	Amount to be Paid
None			

Part 6: Executory Contracts and Unexpired Leases [X] NONE

(NOTE: See time limitations set forth in 11 U.S.C. 365(d)(4) that may prevent assumption of non-residential real property leases in this Plan.)

All executory contracts and unexpired leases, not previously rejected by operation of law, are rejected, except the following, which are assumed:

Creditor	Arrears to be Cured in Plan	Nature of Contract or Lease	Treatment by Debtor	Post-Petition Payment
None				

Part 7: Motions

~~Certificate of Notice~~ Page 5 of 9

NOTE: All plans containing motions must be served on all potentially affected creditors, together with local form, Notice of Chapter 13 Plan Transmittal, within the time and in the manner set forth in D.N.J. LBR 3015-1. A Certification of Service, Notice of Chapter 13 Plan Transmittal and valuation must be filed with the Clerk of Court when the plan and transmittal notice are served.

a. Motion to Avoid Liens under 11 U.S.C. Section 522(f). [] NONE

The Debtor moves to avoid the following liens that impair exemptions:

Creditor	Nature of Collateral	Type of Lien	Amount of Lien	Value of Collateral	Amount of Claimed Exemption	Sum of All Other Liens Against the Property	Amount of Lien to be Avoided
None							

b. Motion to Void Liens and Reclassify Claim from Secured to Completely Unsecured. [X] NONE

The Debtor moves to reclassify the following claims as unsecured and to void liens on collateral consistent with Part 4 above:

Creditor	Collateral	Scheduled Debt	Total Collateral Value	Superior Liens	Value of Creditor Interest in Collateral	Total Amount of Lien to be Reclassified
None						

c. Motion to Partially Void Liens and Reclassify Underlying Claims as Partially Secured and Partially Unsecured. [X] NONE

The Debtor moves to reclassify the following claims as partially secured and partially unsecured, and to void liens on collateral consistent with Part 4 above:

Creditor	Collateral	Scheduled Debt	Total Collateral Value	Amount to be Deemed Secured	Amount to be Reclassified as Unsecured
None					

Part 8: Other Plan Provisions

a. Vesting of Property of the Estate

☒ Upon Confirmation
☐ Upon Discharge

b. Payment Notices

Creditors and Lessors provided for in Sections 4, 6 or 7 may continue to mail customary notices or coupons to the Debtor notwithstanding the automatic stay.

c. Order of Distribution

The Trustee shall pay allowed claims in the following order:

1) Trustee Commissions

- 2) **Other Administrative Claims**
- 3) **Secured Claims**
- 4) **Lease Arrearages**
- 5) **Priority Claims**
- 6) **General Unsecured Claims**

d. Post-petition claims The Trustee ☐ is, ☒ is not authorized to pay post-petition claims filed pursuant to 11 U.S.C. Section 1305(a) in the amount filed by the post-petition claimant.

Part 9: Modification ☐ NONE

If this plan modifies a plan previously filed in this case, complete the information below.

Date of Plan being modified: _____

Explain below why the Plan is being modified.	Explain below how the Plan is being modified.
To surrender previously unlisted timeshare	Listing timeshare to be surrendered

Are Schedules I and J being filed simultaneously with this Modified Plan? ☐ Yes ☒ No

Part 10: Non-Standard Provision(s): Signatures Required

Non-Standard Provisions Requiring Separate Signatures:

☒ NONE

☐ Explain here:

Any non-standard provisions placed elsewhere in this plan are void.

The Debtor(s) and the attorney for the Debtor(s), if any, must sign this Certification.

I certify under penalty of perjury that the plan contains no non-standard provisions other than those set forth in this final paragraph.

Date: 7/19/18

/s/ Travis Richards
Attorney for the Debtor

Date: 7/19/18

/s/ Frank Foran
Debtor

Date: 7/19/18

/s/ Deborah Bolton-Foran
Joint Debtor

Signatures

The Debtor(s) and the attorney for the Debtor(s), if any, must sign this Plan.

Date: 7/19/18 /s/ Travis Richards
Attorney for the Debtor

I certify under penalty of perjury that the above is true.

Date: 7/19/18 /s/ Frank Foran
Debtor

Date: 7/19/18 /s/ Deborah Bolton-Foran
Joint Debtor

Certificate of Notice Page 8 of 9
 United States Bankruptcy Court
 District of New Jersey

In re:
 Frank Foran
 Deborah Bolton-Foran
 Debtors

Case No. 18-13933-CMG
 Chapter 13

CERTIFICATE OF NOTICE

District/off: 0312-3

User: admin
 Form ID: pdf901

Page 1 of 2
 Total Noticed: 45

Date Rcvd: Jul 23, 2018

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Jul 25, 2018.

db/jdb
 517360358 ++BANK OF AMERICA, PO BOX 982238, EL PASO TX 79998-2238
 (address filed with court: Bankamerica, PO Box 982238, El Paso, TX 79998-2238)
 517360359 Barclays Bank Delaware, PO Box 8803, Wilmington, DE 19899-8803
 517460052 Capital One, N.A., c/o Becket and Lee LLP, PO Box 3001, Malvern PA 19355-0701
 517360363 Cbna, PO Box 6497, Sioux Falls, SD 57117-6497
 517360364 Chase Card, PO Box 15298, Wilmington, DE 19850-5298
 517360365 Citi, PO Box 6241, Sioux Falls, SD 57117-6241
 517494762 ++DELL FINANCIAL SERVICES, P O BOX 81577, AUSTIN TX 78708-1577
 (address filed with court: Dell Financial Services, LLC, Resurgent Capital Services,
 PO Box 10390, Greenville, SC 29603-0390)
 517360368 Discover Bank, 502 E Market St, Greenwood, DE 19950-9700
 517518156 +Greensky, LLC, POB 530584, Atlanta, GA 30353-0584
 517360370 Hilton Grand Vacations, PO Box 402705, Atlanta, GA 30384-2705
 517571991 +Ocean Club Vacation. LLC, c/o Heidee Randall, 6355 Metrowest Blvd, Suite 180,
 Orlando, FL 32835-7606
 517360374 Suntrustbank/Gs Loan S, 1797 Northeast Expy NE, Brookhaven, GA 30329-7803
 517437574 Wells Fargo Bank, N.A., PO Box 10438, MAC F8235-02F, Des Moines, IA 50306-0438
 517360381 +Wffnb Retail, PO BOX 71118, Charlotte, NC 28272-1118

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

smg E-mail/Text: usanj.njbankr@usdoj.gov Jul 24 2018 00:10:56 U.S. Attorney, 970 Broad St.,
 Room 502, Rodino Federal Bldg., Newark, NJ 07102-2534
 smg +E-mail/Text: ustpreion03.ne.ecf@usdoj.gov Jul 24 2018 00:10:53 United States Trustee,
 Office of the United States Trustee, 1085 Raymond Blvd., One Newark Center, Suite 2100,
 Newark, NJ 07102-5235
 517360372 E-mail/Text: BankruptcyNotices@aafes.com Jul 24 2018 00:09:48 Military Star,
 3911 S Walton Walker Blvd, Dallas, TX 75236-1509
 517520206 E-mail/Text: BankruptcyNotices@aafes.com Jul 24 2018 00:09:48
 Army & Air Force Exchange Services, Attention GC-G, 3911 S. Walton Walker Blvd.,
 Dallas, TX 75236
 517360361 E-mail/PDF: AIS.cocard.ebn@americaninfosource.com Jul 24 2018 00:12:45 Capital One,
 PO Box 30281, Salt Lake City, UT 84130-0281
 517360362 E-mail/PDF: AIS.COAF.EBN@Americaninfosource.com Jul 24 2018 00:14:22 Capital One Auto Finan,
 3901 Dallas Pkwy, Plano, TX 75093-7864
 517383757 +E-mail/PDF: acg.acg.ebn@americaninfosource.com Jul 24 2018 00:13:34
 Capital One Auto Finance, 4515 Santa Fe Ave., Dept. APS, Oklahoma City, OK 73118-7901
 517370333 +E-mail/PDF: acg.acg.ebn@americaninfosource.com Jul 24 2018 00:14:16
 Capital One Auto Finance, a division of Capital On, AIS Portfolio Services, LP,
 4515 N Santa Fe Ave. Dept. APS, Oklahoma City, OK 73118-7901
 517377341 +E-mail/PDF: acg.acg.ebn@americaninfosource.com Jul 24 2018 00:13:33
 Capital One Auto Finance, c/o AIS Portfolio Servic, P.O. Box 4360, Houston, TX 77210-4360
 517360366 E-mail/Text: BNC-ALLIANCE@QUANTUM3GROUP.COM Jul 24 2018 00:10:32 Comenitybank/wayfair,
 PO Box 182789, Columbus, OH 43218-2789
 517360367 E-mail/Text: BNC-ALLIANCE@QUANTUM3GROUP.COM Jul 24 2018 00:10:32 Comenitycap/boscovs,
 PO Box 182120, Columbus, OH 43218-2120
 517375473 E-mail/Text: mrdiscen@discover.com Jul 24 2018 00:09:43 Discover Bank,
 Discover Products Inc, PO Box 3025, New Albany, OH 43054-3025
 517360369 E-mail/Text: mrdiscen@discover.com Jul 24 2018 00:09:43 Discover Fin Svcs LLC,
 PO Box 15316, Wilmington, DE 19850-5316
 517374171 +E-mail/Text: dplbk@discover.com Jul 24 2018 00:11:17 Discover Personal Loans,
 PO Box 30954, Salt Lake City, UT 84130-0954
 517360371 +E-mail/Text: bnckohlsnotices@becket-lee.com Jul 24 2018 00:09:53 Kohls/capone,
 N56 W 17000 Ridgewood Dr, Menomonee Falls, WI 53051-7096
 517512519 E-mail/PDF: resurgentbknofications@resurgent.com Jul 24 2018 00:12:56
 LVNV Funding, LLC its successors and assigns as, assignee of Citibank, N.A.,
 Resurgent Capital Services, PO Box 10587, Greenville, SC 29603-0587
 517480347 +E-mail/Text: bankruptcydpt@cmcmcg.com Jul 24 2018 00:10:52 MIDLAND FUNDING LLC,
 PO Box 2011, Warren, MI 48090-2011
 517462918 E-mail/PDF: PRA_BK2_CASE_UPDATE@portfoliorecovery.com Jul 24 2018 00:12:48
 Portfolio Recovery Associates, LLC, c/o AAdvantage Aviator Red, POB 41067,
 Norfolk VA 23541
 517462893 E-mail/PDF: PRA_BK2_CASE_UPDATE@portfoliorecovery.com Jul 24 2018 00:12:49
 Portfolio Recovery Associates, LLC, c/o Juniper, POB 41067, Norfolk VA 23541
 517495901 E-mail/Text: bnc-quantum@quantum3group.com Jul 24 2018 00:10:44
 Quantum3 Group LLC as agent for, Comenity Bank, PO Box 788, Kirkland, WA 98083-0788
 517495902 E-mail/Text: bnc-quantum@quantum3group.com Jul 24 2018 00:10:44
 Quantum3 Group LLC as agent for, Comenity Capital Bank, PO Box 788,
 Kirkland, WA 98083-0788
 517464368 E-mail/Text: bnc-quantum@quantum3group.com Jul 24 2018 00:10:44
 Quantum3 Group LLC as agent for, MOMA Funding LLC, PO Box 788, Kirkland, WA 98083-0788
 517360373 E-mail/Text: bankruptcyteam@quickenloans.com Jul 24 2018 00:11:15 Quicken Loans,
 1050 Woodward Ave, Detroit, MI 48226-1906

District/off: 0312-3

User: admin
Form ID: pdf901

Page 2 of 2
Total Noticed: 45

Date Rcvd: Jul 23, 2018

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center (continued)

517403662 +E-mail/Text: bankruptcyteam@quickenloans.com Jul 24 2018 00:11:15 Quicken Loans Inc.,
635 Woodward Avenue, Detroit, MI 48226-3408
517360375 E-mail/PDF: gecsedirecoverycorp.com Jul 24 2018 00:12:44 Synchb/Care Credit,
950 Forrer Blvd, Kettering, OH 45420-1469
517360379 E-mail/PDF: gecsedirecoverycorp.com Jul 24 2018 00:14:15 Synchb/Walmart DC, PO Box 965024,
Orlando, FL 32896-5024
517360376 E-mail/PDF: gecsedirecoverycorp.com Jul 24 2018 00:12:43 Synchb/dkdc, PO Box 965005,
Orlando, FL 32896-5005
517360377 +E-mail/PDF: gecsedirecoverycorp.com Jul 24 2018 00:12:36 Synchb/lowes, PO Box 956005,
Orlando, FL 32896-0001
517360378 E-mail/PDF: gecsedirecoverycorp.com Jul 24 2018 00:14:15 Synchb/oldnavydc, PO Box 965005,
Orlando, FL 32896-5005
517365080 +E-mail/PDF: gecsedirecoverycorp.com Jul 24 2018 00:14:12 Synchrony Bank,
c/o of PRA Receivables Management, LLC, PO Box 41021, Norfolk, VA 23541-1021
TOTAL: 30

***** BYPASSED RECIPIENTS (undeliverable, * duplicate) *****

517360360* ++BANK OF AMERICA, PO BOX 982238, EL PASO TX 79998-2238
(address filed with court: Bk of Amer, PO Box 982238, El Paso, TX 79998-2238)
517360380* ++DELL FINANCIAL SERVICES, P O BOX 81577, AUSTIN TX 78708-1577
(address filed with court: Webbank/dfs, 1 Dell Way, Round Rock, TX 78682-7000)
TOTALS: 0, * 2, ## 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.
USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

Addresses marked '++' were redirected to the recipient's preferred mailing address
pursuant to 11 U.S.C. 342(f)/Fed.R.Bank.PR.2002(g)(4).

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Jul 25, 2018

Signature: /s/Joseph Speetjens

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on July 19, 2018 at the address(es) listed below:

Albert Russo docs@russotrustee.com
Rebecca Ann Solarz on behalf of Creditor Quicken Loans Inc. rsolarz@kmlawgroup.com
Travis J. Richards on behalf of Joint Debtor Deborah Bolton-Foran richardslegal@yahoo.com,
G19226@notify.cincompass.com, travis.richards@yahoo.com
Travis J. Richards on behalf of Debtor Frank Foran richardslegal@yahoo.com,
G19226@notify.cincompass.com, travis.richards@yahoo.com
U.S. Trustee USTPRegion03.NE.ECF@usdoj.gov

TOTAL: 5